

IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital: the 6th day of
March, 2003 Crl. Misc Bail Application No.

204 of 2003 **Order on the Bail Application**

CRIMINAL SIDE

Vinayak Bihari s/o Sri Rangi Bihari
Village Kande Kanyal,
Patwari circle Bazina,
Tahsil and Distt. Bageshwar.....

Applicant

Versus

State of Uttaranchl

Opposite Party.

Arising Out of Crime No. 1/2001

Under Sections: 323, 354, 376 I.P.C. and Section 2(2)(5) of
the S.C.and S.T.Act

Patwari Circle: Bazina

District: Bageshwar

By the Court

Hon'ble A.A. Desai, C.J.

Heard Sri Vinod Sharma, learned counsel for the applicant and Sri
R.S.Sambhal, learned A.G.A.

The applicant is facing prosecution for the offence punishable under
section 323, 354, 376 I.P.C. and Section 2(2)(5) of the Scheduled Caste and
Scheduled Tribe (Prevention of Atrocities) Act.

I have perused the statement of the prosecutrix. At this stage, the
statement of the prosecutrix prima facie implicates the applicant-accused for
offence with which he has been charged. Therefore, I am not inclined to
grant bail to the accused-applicant.

The bail application is, therefore, rejected.

(A. A. Desai, C. J.)

Dt. 06.03.2003.